

THE HONORABLE MARSHA J. PECHMAN

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

In re CELL THERAPEUTICS, INC.
CLASS ACTION LITIGATION

Master Docket No. C10-414 MJP

(consolidated with Nos. C10-480 MJP and
C10-559MJP)

**STIPULATION AND ORDER
CONCERNING PLAINTIFFS' MOTION
FOR CLASS CERTIFICATION**

This Document Relates To: All Actions

STIPULATION

WHEREAS, the Order Setting Trial Date & Related Dates, entered by the Court on March 30, 2011, does not address the filing of Plaintiffs' motion for class certification;

WHEREAS, the parties previously agreed in their Joint Status Report & Discovery Plan, filed on March 21, 2011, that due to the pendency of the case *Erica P. John Fund v. Halliburton Co.*, No. 09-1403, before the United States Supreme Court, Plaintiffs should file their class certification motion no later than February 15, 2012;

1 WHEREAS, the parties further agree that Plaintiffs should not file their class certification
2 motion until after the completion of expert discovery;

3 WHEREAS, pursuant to Local Rule 23(i)(3), the parties believe, based on the foregoing,
4 that good cause exists to grant Plaintiffs relief from Local Rule 23(i)(3); and

5 WHEREAS, the parties therefore agree that Plaintiffs have until February 15, 2012 to file
6 their class certification motion.

7 **IT IS HEREBY STIPULATED AND AGREED THAT:**

8 The parties believe there is good cause to grant Plaintiffs relief from Local Rule 23(i)(3)
9 to file their motion for class certification on or before February 15, 2012.

10
11 Dated: April 13, 2011

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ORDER

PURSUANT TO STIPULATION, THE COURT ORDERS:

Given the pendency of the case *Erica P. John Fund v. Halliburton Co.*, No. 09-1403, before the Supreme Court and the date of completion of expert discovery, there exists good cause to grant Plaintiffs relief from Local Rule 23(i)(3). Plaintiffs shall file their motion for class certification on or before February 15, 2012.

Dated: ____May 2, 2011____



Marsha J. Pechman
United States District Judge

Presented by:

/s/ Dan Drachler
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